

# Exhibit 1

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: NATIONAL FOOTBALL LEAGUE	:	No. 2:12-md-02323-AB
PLAYERS' CONCUSSION INJURY	:	
LITIGATION	:	MDL No. 2323
<hr/>		
THIS DOCUMENT RELATES TO:	:	Hon. Anita B. Brody
<hr/>		
ALL ACTIONS	:	
<hr/>		

**DECLARATION OF ORRAN L. BROWN, SR.**

I, ORRAN L. BROWN, SR., hereby declare and state as follows:

1. My name is Orran L. Brown, Sr. I am the Chairman and a founding partner of BrownGreer PLC (“BrownGreer”), located at 250 Rocketts Way, Richmond, Virginia 23231.
2. I am over the age of 21. The matters set forth in this Declaration are based upon my personal knowledge and information.
3. I submit this Declaration to describe two Opt Out revocation requests that BrownGreer, as the Claims Administrator under the Class Action Settlement Agreement in this action (“Settlement Agreement”), has received recently.
4. In its April 22, 2015 Final Approval Order and Judgment, the Court directed the Claims Administrator to post a list of Opt Outs as of that date. Accordingly, we posted on the official Settlement website a list of the 175 Opt Outs that were timely and included all elements required for a valid Opt Out under Section 14.2(a) of the Settlement Agreement (the “Opt Out List”), and a list of the 33 Opt Outs that were untimely and/or were missing one or more of Section 14.2(a)’s required elements. Section 14.2(c) of the Settlement Agreement

provides that a Class Member who had opted out but wished to revoke that Opt Out could submit a written request to do so “[p]rior to the Final Approval Date.”

5. After the April 22, 2015 Final Approval Date, six Class Members included on the Opt Out List submitted requests to revoke those Opt Outs. The Parties to the Settlement Agreement agreed to accept those revocation requests, subject to Court approval. I reported those revocation requests to the Court by a Declaration, which the Parties attached as Exhibit 1 to an Amended Stipulation and Proposed Order they filed with the Court on July 1, 2015 (Document 6621). By Order of July 15, 2015 (Document 6642), the Court approved the revocation requests. As a result, we no longer counted those six persons as Opt Outs and posted on the Settlement website a revised Opt Out List identifying the 169 timely and complete Opt Outs remaining after the Court’s Order.

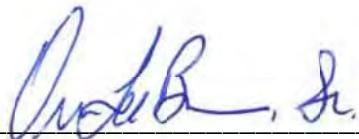
6. On December 9, 2015, I received from Counsel for the NFL Parties a letter from Ms. Dionne Smith, a copy of which (with personal information redacted) is attached as Attachment 1 to this Declaration.

7. Ms. Smith had submitted two Opt Outs that were timely and complete, one as the personal representative of her father’s estate on behalf of her deceased father, John Leonard Wilbur, and one on her own behalf as a Derivative Claimant as Mr. Wilbur’s daughter. In her letter, Ms. Smith requests that she be permitted to revoke both of those Opt Outs.

8. The Parties to the Settlement Agreement have informed me that they agree to accept those revocation requests, subject to Court approval.

9. If the Court grants its approval, we will remove these two Opt Outs from the list of timely complete Opt Outs and, upon direction of the Court, will post a revised Opt Out List identifying the remaining 167 timely and complete Opt Outs.

I, Orran L. Brown, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct. Executed on this 11<sup>th</sup> day of December, 2015.



---

Orran L. Brown, Sr.

*Urgent*  
*Dawn*

Sol Weiss - Attention Doug Burns  
Paul, Weiss, Rifkind Wharton Garrison  
Counsel for the NFL Parties  
1285 Ave of the Americas  
New York, NY 10019 6064  
USA

Dione Smith (per rep for the late John Leonard Wilbur)

[REDACTED]  
[REDACTED]  
[REDACTED]

Paul, Weiss, Rifkind, Wharton & Garrison LLP

1285 AVENUE OF THE AMERICAS

NEW YORK, NY 10019-6064

UNITED STATES

Tel: 212-373-3000

*Attention Doug Burns*

29 November 2015

Dear Sir,

**Re: Request to revoke my wish to be excluded from settlement agreement with reference to  
Case 2:12 md-02323 AB. National Football League Players' Concussion Injury Litigation  
i.e. Request to opt in to the settlement agreement**

I respectfully wish to revoke my request to be excluded from the Settlement Class in the National Football League Players' Concussion Injury Litigation Case 2:12 md-02323 AB. I am the personal representative of deceased player, John Leonard Wilbur dob. [REDACTED]

My full name is Dione Elizabeth Smith (per rep & daughter)

Dob: [REDACTED]

Phone: [REDACTED]

Address: [REDACTED]

Email: [REDACTED]

I would very much appreciate it if you could please contact me by email or phone at your earliest convenience once your decision has been made as there can be lengthy delays with the post this time of year.

Sincerely,



Dione Smith

LAW OFFICES OF CURTIS B. K. YUEN,  
A LAW CORPORATION

FIRST CIRCUIT COURT  
STATE OF HAWAII  
FILED

2014 MAY 12 PM 1:31

CURTIS B. K. YUEN 5135-0  
1100 Alakea Street, Suite 1701  
Honolulu, Hawaii 96813-2833  
Telephone: (808) 532-3103

G. YAMAMOTO  
CLERK

Attorney for Applicant

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

THE ESTATE ) P. NO. 14-1-0121  
              ) (Informal)  
OF            )  
              ) LETTERS OF ADMINISTRATION  
JOHN LEONARD WILBUR,      )  
              )  
              Deceased.     )  
              )  
\_\_\_\_\_  
)

LETTERS OF ADMINISTRATION

DIONE ELIZABETH SMITH is informally appointed Personal Representative of  
the Estate of the decedent.

Limitations on powers: None.

These Letters of Administration shall expire three years from the date hereof,  
unless renewed for good cause.

DATED: Honolulu, Hawaii,

MAY 12 2014

G. YAMAMOTO

Clerk of the Above-Entitled Court



wilburj.44

I do hereby certify that this is a full, true, and  
correct copy of the original on file in this office.

  
Clerk, Circuit Court, First Circuit  
State of Hawaii

